

Ser. No. 09/874,341
Internal Docket No. PF000056

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Hirtzlin et al.
Serial No. 09/874,341
Filed: 06/05/2001
For: RADIOFREQUENCY TRANSMITTER AND/OR RECEIVER
Examiner: AL AUBAIDI, Rasha S
Atty. Dkt: PF000056
Art Unit: 2614

PETITION FOR WITHDRAWAL OF NOTICE OF ABANDONMENT
UNDER 37 CFR 1.181(a)

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia, 22313-1450

Sir:

Applicants hereby submit a Petition for Withdrawal of Notice of Abandonment under 37 CFR 1.181(a) based on improper determination of Applicants failure to timely file a proper reply.

Applicants received the Notice of Abandonment, dated November 14, 2006, citing failure to timely file a proper reply to the Office letter mailed on 12 May 2006. The three month shortened statutory period of reply was set to expire 12 August 2006, with the 6 month statutory period set to expire on 12 November 2006. 12 November 2006 fell on a Sunday, thereby extending the period to reply by 1 day, to 13 November 2006 under 35 U.S.C. 21(b). The applicants have submitted on 13 November 2006 a response to the final office action, a petition for a three month extension of time, and a request for continued examination.

Additionally, in a telephone conversation between the Examiner, Rasha S. Al-Aubaidi, and the undersigned on January 10, 2007, the examiner indicated that the USPTO's records indicate that the applicant's response was docketed by the USPTO on 15 November 2006. The reason for the late docketing is unknown to either the examiner or the undersigned. The previous response has been attached to this petition as evidence of the above statements.

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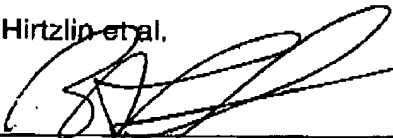
In view of the above, applicants request that the receipt date for the previously submitted response be corrected to 13 November 2006, the previous response entered into the record, and that the outstanding Notice of Abandonment be withdrawn.

Please charge any required fees for the filing of this Petition to Deposit Account 07-0832.

Respectfully submitted,

Hirtzlin et al.

By:


Brian J. Cromarty
Registration No. L0027
(609) 734-6804

THOMSON Licensing Inc.
PO Box 5312
Princeton, NJ 08543-5312

Date: Wednesday, January 10, 2007

CERTIFICATE OF MAILING

I hereby certify that this amendment is being deposited with the United States Postal Service as First Class Mail, postage prepaid, in an envelope addressed to Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia, 22313-1450 on:

Date January 12, 2007

Lori Klewin
Lori Klewin

Fax Sender at 609 734 6888

11/13/2006 3:32:42 PM [Eastern Standard Time]

12 (including cover page)

Received
Cover
Page

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PAGE 4/14 * RCVD AT 11/22/2007 1:59:41 PM [Eastern Standard Time] * SVR:USPTO-EFXRF-3/13 * DNS:2738300 * CSID:609 734 6888 * DURATION (mm:ss):04-08

** JOB STATUS REPORT

AS OF NOV 13 2006 15:33

PAGE. 01

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*** INCOMPLETE DESTINATION(S) HIGHLIGHTED BELOW ***

JOB #888

	DATE	TIME	TO/FROM	MODE	MIN/SEC	PGS	STATUS
001	11	13	15:25	8,15712738300,536116	EC-S	01' 17"	000 INC
002			15:30	8,15712738300,536146	EC--S	02' 29"	012 OK

PTO/85/97 (01-02)

Approved for use through 07/31/2006. OMB CASE 4031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it carries a valid OMB control number.

Certificate of Transmission under 37 CFR 1.8

I hereby certify that this correspondence is being facsimile
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on November 13, 2006.

Date

Lori Klewin
Signature

Lori Klewin

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certificate must identify each submitted paper.

Serial No.: 09/874,341

Docket No.: PF000056

Art Unit: 2642

Examiner: Marie C. Ubbles

Request for Continued Examination (1 page) in duplicate;
Petition for Extension of Time (1 page) in duplicate; and
Amendment and Response (7 pages).

This collection of information is required by 37 CFR 1.8. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.8 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22310-1450, DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22310-1450.

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